C-8-1001

SINGLE BENCH

(4)

In the Honble High Court of Chhattishgarh at Bilaspur (C.G.)

W.P. (S) No. 7359 2006

Petitioner ..... Brij Kishore Sharma
Aged 39 years
S/O Shri Ram Prasad Tiwari,
Head Master,
Govt. Middle School,Pendri,
District, Rajnandgaon (C.G.)

V E R S U S

Respondent ... ... 1.The State Government of Chhattishgarh,
Through the Secretary,
Education Department
D.K.S. Bhavan, Raipur (C.G.)

2. The District Education Officer,
Rajnandgaon (C.G.)

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19/11/06
For A. G. BILASPUR

Writ petition under articles 226 of the Constitution of India for issuance of writ in the nature of MANDAMUS, Certiorari, Prohibition and other suitable WRIT or writs, Order or orders, Direction or directions.

(23)

HIGH COURT OF CHHATTISGARH AT BILASPUR

SINGLE BENCH : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S.) NO.7301 OF 2006

Petitioner	:	Smt. Prabha Thakur
	versus	
Respondents	:	The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7302 OF 2006

Petitioner	:	Fakeer Singh Sahu
	versus	
Respondents	:	The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7303 OF 2006

Petitioner	:	Hirendra Kumar Gajbhiye
	versus	
Respondents	:	State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7304 OF 2006

Petitioner	:	MojiRam Sahu
	versus	
Respondents	:	The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7305 OF 2006

Petitioner	:	Lalit Kumar Patel
	versus	
Respondents	:	State Govt. of Chhattisgarh and others

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WRIT PETITION (S.) NO.7306 OF 2006

Petitioner : Megh Ram Jaiswal

versus

Respondents : State Govt. of Chhattisgarh and others

WRIT PETITION (S.) NO.7307 OF 2006

Petitioner : Vishram Prasad Verma

versus

Respondents : State Govt. of Chhattisgarh and others

WRIT PETITION (S.) NO.7332 OF 2006

Petitioner : Bhagwat Lal Sahu

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7333 OF 2006

Petitioner : Vishnu Ram Thakur

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7334 OF 2006

Petitioner : Salik Prasad Dwivedi

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7335 OF 2006

Petitioner : Narendra Kumar Dewangan

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7336 OF 2006

Petitioner : Smt. Prem Lata Tiwari

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7337 OF 2006

Petitioner : Tikam Lal Pisda

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7338 OF 2006

Petitioner : Jeewan Lal Sahu

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7339 OF 2006

Petitioner : Smt. Vidhyawati Sahu

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7340 OF 2006

Petitioner : Mamta Jha

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7341 OF 2006

Petitioner : Hira Lal Sahu

versus

Respondents : The State Government of Chhattisgarh and another

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WRIT PETITION (S.) NO.7342 OF 2006

Petitioner : Smt. Dhaleshari Thakur

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7343 OF 2006

Petitioner : Narad Lal Arkane

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7344 OF 2006

Petitioner : Sushil Kumar Sharma

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7345 OF 2006

Petitioner : Smt. Sarajana Tripathi

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7346 OF 2006

Petitioner : Rohit Kumar Indoriya

versus

Respondents : The State Government of Chhattisgarh and another

(27)

WRIT PETITION (S.) NO.7347 OF 2006

Petitioner : Shesh Narayan Sandil

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7348 OF 2006

Petitioner : Yogdas Sahu

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7349 OF 2006

Petitioner : Moredhwaj Sahu

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7350 OF 2006

Petitioner : Toman Lal Chandrakar

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7351 OF 2006

Petitioner : Sharda Prasad Tiwari

versus

Respondents : The State Government of Chhattisgarh and another

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WRIT PETITION (S.) NO.7352 OF 2006

Petitioner : Smt. Tajinder Gill

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO. 7353 OF 2006

Petitioner : Paras Ram Sahu

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7354 OF 2006

Petitioner : FeruRam Verma

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7355 OF 2006

Petitioner : Smt. Kirti Shrivastava

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7356 OF 2006

Petitioner : Smt. Lalita Dewangan

versus

Respondents : The State Government of Chhattisgarh and another

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WRIT PETITION (S.) NO.7357 OF 2006

Petitioner : Smt. Chawant Deshmukh

versus

Respondents : The State Government of Chhattisgarh and another

WRIT PETITION (S.) NO.7358 OF 2006

Petitioner : Ramhan Das Sahu

versus

Respondents : The State Government of Chhattisgarh and another

And

WRIT PETITION (S.) NO.7359 OF 2006

Petitioner : Brij Kishore Sharma

versus

Respondents : The State Government of Chhattisgarh and another

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Present : Mr. Ajay Shrivastava, Mr. Somkant Verma, counsel for the petitioner(s).
Ms. Sunita Jain, Panel Lawyer for the State/respondents.

ORDER

(Passed on 4th Day of January, 2007)

Learned counsel appearing for the petitioners as also for the State/respondents jointly submit that the facts and question of law involved in the present batch of writ petitions are squarely covered by the decision of this Court in the case of ***Yashwant Kumar Bharadwaj*** vs. ***Municipal Corporation, Durg and another***[1] .

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2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another***) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another*) (Supra).

3. For the aforementioned reasons, the writ petitions are disposed of in terms of the decision of this Court in the matter of *Yashwant Kumar Bharadwaj* (Supra), subject to verification of the fact as to whether the petitioners have acquired B.Ed./B.T.I./D.Ed. Certificates at their own expenses as per the circulars dated 24-12-1998 and 1-3-1999 and further whether they have been paid two advance increments or not. No order as to costs.

4. A copy of this order be placed on the record of the connected writ petitions.

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1 2006 (II) MPJR-CG 96

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2. In subsequent cases, i.e., Writ Petition (S.) No.4130 of 2005 (***Gopesh Kumar Verma*** **vs.** ***The State Govt. of Chhattisgarh and another***) and other connected matters, decided by this Court on 15-12-2006, pursuant to the memo dated 28-1-1995, issued by the Secretary, Board of Secondary Education, Bhopal and the prospectus of Diploma in Education Examination, it was clarified that the nomenclature of the Basic Training Institute, i.e., B.T.I. has been changed and renamed as Diploma in Education, i.e., D.Ed. Accordingly, the D.Ed. Certificate holders are also covered by the decision in Writ Petition (S.) No.4130 of 2005 (*Gopesh Kumar Verma* vs. *The State Govt. of Chhattisgarh and another*) (Supra).

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Sd/-
Satish K.Agnihotri
Judge

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1 2006 (II) MPJR-CG 96

Subhash